

19
No. 91-542-CFH
Status: GRANTED

Title: Ellis B. Wright, Jr., Warden and Mary Sue Terry,
Attorney General of Virginia, Petitioners
v.
Frank Robert West, Jr.

Docketed:

September 26, 1991 Court: United States Court of Appeals
for the Fourth Circuit

Counsel for petitioner: Curry, Donald R.

Counsel for respondent: Goldblatt, Steven H.

NOTE: See mail label re dkt dt 093091 ck rec'd

Entry	Date	Note	Proceedings and Orders
1	Sep 26 1991	G	Petition for writ of certiorari filed.
3	Oct 18 1991		Order extending time to file response to petition until November 20, 1991.
4	Oct 24 1991		Brief amicus curiae of Criminal Justice Legal Foundation filed.
6	Nov 19 1991		Brief of respondent Frank West in opposition filed.
7	Nov 19 1991	G	Motion of respondent for leave to proceed in forma pauperis filed.
8	Nov 19 1991	X	Brief amici curiae of Florida, et al. filed.
5	Nov 20 1991		DISTRIBUTED. December 6, 1991
9	Nov 22 1991	X	Reply brief of petitioners Wright, Warden, et al. filed.
11	Dec 9 1991		REDISTRIBUTED. December 13, 1991
12	Dec 16 1991		Motion of respondent for leave to proceed in forma pauperis GRANTED.
13	Dec 16 1991		Petition GRANTED.
14	Dec 18 1991		***** The order of December 16, 1991, granting the petition for a writ of certiorari, is amended as follows: The motion of respondent for leave to proceed in forma pauperis is granted. The petition for a writ of certiorari is granted. In addition to the questions presented by the petition, the parties are requested to brief and argue the following questions: In determining whether to grant a petition for a writ of habeas corpus by a person in custody pursuant to the judgment of a state court, should a federal court give deference to the state court's application of law to the specific facts of the petitioner's case or should it review the state court's determination de novo? [Justice Blackmun and Justice Stevens dissent].
15	Jan 15 1992		Record filed.
		*	Certified record and proceedings U.S. Court of Appeals-Fourth Circuit and U.S.D.C., Eastern Dist. VA. (1 Box)
16	Jan 30 1992		Brief amici curiae of Florida, et al. filed.
17	Jan 30 1992		Brief amicus curiae of Criminal Justice Legal Foundation filed.
18	Jan 30 1992		Joint appendix filed.
19	Jan 30 1992		Brief of petitioners Wright, Warden, et al. filed.
20	Feb 3 1992		Brief amicus curiae of United States filed.

Entry	Date	Note	Proceedings and Orders
27	Feb 5 1992		SET FOR ARGUMENT TUESDAY, MARCH 24, 1992. (2ND CASE).
21	Feb 13 1992	G	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed.
23	Feb 21 1992		CIRCULATED.
22	Feb 24 1992		Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED.
24	Mar 2 1992	X	Brief of respondent Frank West (TO BE PRINTED) filed.
25	Mar 2 1992	G	Motion of the Attorney General of North Dakota to withdraw as amicus curiae filed.
32	Mar 2 1992	X	Brief of respondent Frank West filed.
34	Mar 2 1992		Brief amici curiae of New York and Ohio filed.
33	Mar 3 1992		Brief amici curiae of American Civil Liberties Union, et al. filed.
28	Mar 4 1992	X	Brief amici curiae of Senator Biden and Representative Edwards filed.
29	Mar 4 1992	G	Motion of Benjamin R. Civiletti, et al. for leave to file a brief as amici curiae filed.
30	Mar 4 1992	G	Motion of Gerald Gunther, et al. for leave to file a brief as amici curiae filed.
31	Mar 4 1992		Brief amicus curiae of American Bar Association filed.
26	Mar 9 1992		Motion of the Attorney General of North Dakota to withdraw as amicus curiae GRANTED.
35	Mar 13 1992	X	Reply brief of petitioner Wright, Warden, et al. filed.
36	Mar 23 1992		Motion of Benjamin R. Civiletti, et al. for leave to file a brief as amici curiae GRANTED.
37	Mar 23 1992		Motion of Gerald Gunther, et al. for leave to file a brief as amici curiae GRANTED.
38	Mar 24 1992		ARGUED.